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Attorneys for Class Plaintiffs

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

IN RE TRANSPACIFIC PASSENGER
AIR TRANSPORTATION ANTITRUST
LITIGATION

Case No.: C 07-5634 CRB
MDL No. 1913

This Document Relates to:
ALL ACTIONS

**REQUEST FOR INTERNATIONAL
JUDICIAL ASSISTANCE REGARDING
TAKING DEPOSITION OF HUANG
CHENG ENG
(LETTER ROGATORY)**

1 TO THE REGISTRAR OF THE SUPREME COURT OF SINGAPORE:

2 WHEREAS, the above-captioned coordinated proceedings are pending before this
3 Court;

4 WHEREAS, the Plaintiffs allege that Defendants engaged in anticompetitive conduct
5 concerning the pricing of passenger fares and fuel surcharges on routes between the U.S. and
6 Asia/Oceania;

7 WHEREAS, discovery in the above-captioned coordinated proceedings is currently
8 ongoing and has a deadline of completion of January 31, 2014;

9 WHEREAS, it is necessary for the purposes of justice and for the due determination of
10 the matters in dispute between the parties that the following person should be examined as a
11 witness upon oath touching such matters, namely Huang Cheng Eng, Townhouse Apartments,
12 139 Cavenagh Road, #09-01, Singapore (229627), and it appears that such witness is resident
13 within your jurisdiction:

14 **I. REQUEST**

15 The United States District Court Northern District of California presents its compliments
16 to the Supreme Court of Singapore, and requests international assistance to compel testimony to
17 be used in a civil proceeding before this Court in the above-captioned matter.

18 This Court requests, for the reasons previously stated, that the Supreme Court of
19 Singapore summon Huang Cheng Eng, Townhouse Apartments, 139 Cavenagh Road, #09-01,
20 Singapore (229627), to attend at such time and place as you shall appoint, if possible, prior to
21 January 31, 2014, before you or such other person as according to your procedure is competent
22 to take the examination of witnesses, and that you will cause such witness to be examined orally
23 on the interrogatories and topics which are attached to this letter of request as Attachment A, in
24 the presence of the agents of the plaintiffs and defendants on due notice given.

25 In addition, this Courts requests that you will permit the agents of both the plaintiffs and
26 defendants to examine upon interrogatories and oral examination on the interrogatories and
27 topics which are attached to this letter of request as Attachment A or arising out of the answers

thereto, such witness, and permit the cross-examination of the said witness upon cross-interrogatories and oral examination, and permit the party producing the witness for examination to examine him orally, or permit the agents of both the plaintiffs and defendants to attend the deposition and taken evidence by video-link.

In addition, this Courts requests that you will be pleased to cause the evidence of the said witness (and the answers of the said witness and all additional oral questions, whether on examination, cross-examination or re-examination) to be reduced into writing and all books, letters, papers and documents produced on such examination to be duly marked for identification, and that you will be further pleased to authenticate such examination by the seal of your tribunal or in such other way as is in accordance with your procedure and to return it together with the interrogatories and cross-interrogatories and a note of the charges and expenses payable in respect of the execution of this request through the counsel from whom the same was received for transmission to the United States District Court of the Northern District of California.

In addition, this Court requests that you will cause the agents of the parties appointed to be informed of the date and place where the examination is to take place. Their contact information is as follows:

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Attorneys for Defendant Singapore Airlines

II. FACTS OF THE CASE

Plaintiffs Micah Abrams, Meor Adlin, Franklyn Ajaye, Andrew Barton, Brenden G. Maloof, Rachel Diller, Scott Frederick, David Kuo, Dickson Leung, Donald Wortman, Harley Oda, Roy Onomura, Shinsuke Kobayashi, Patricia Lee, Nancy Kajiyama, on her own behalf and on behalf of Noboru Kajiyama [deceased], Della Ewing Chow, James Kawaguchi, individually and on behalf of all others similarly situated, filed the complaint in this action under Section 16 of the Clayton Act, (15 U.S.C. §26). The Second Amended Class Action Complaint in this matter seeks to obtain injunctive relief for violations of Section 1 of the Sherman Antitrust Act (15 U.S.C. §1) and to recover damages and/or restitution based on claims that Defendants Air France, Air New Zealand, All Nippon Airways, Cathay Pacific Airways, China Airlines, Eva Airways, Japan Airlines International, KLM Royal Dutch Airline, Malaysia Airlines, Malaysian Airline System Berhad, Philippine Airlines, Inc., Qantas Airways, Ltd., Singapore Airlines, Thai Airways, United Airlines, and Vietnam Airlines engaged in anticompetitive conduct concerning the pricing of passenger fares and fuel surcharges on routes between the U.S. and Asia/Oceania from approximately January 2000 through at least July 2011 that caused plaintiffs and individuals similarly situated to pay artificially high and non-competitive prices for tickets for air passenger travel in the United States.

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III. RECIPROCITY

The United States District Court for the Northern District of California would be willing to provide similar assistance to the Supreme Court of Singapore.

IV. REIMBURSEMENT FOR COSTS

Counsel for the Plaintiffs have represented that they are willing to reimburse the Supreme Court of Singapore for costs incurred in executing this Letter Rogatory in an amount not to exceed Two Thousand dollars (\$2000.00) in United States Dollars. If the costs for executing this Letter Rogatory will exceed USD \$2000, please contact counsel for the Plaintiffs before exceeding this amount. Their contact information is as follows:

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The Court extends to the Registrar of the Supreme Court of Singapore assurances of its highest consideration.

Dated: 12/23/2013

By: 

Hon. Judge Donna M. Ryu

United States Magistrate Judge

Attachment A: Questions for Huang Cheng Eng

1. What is your full name?
2. When were you employed with Singapore Airlines?
 - a. What positions did you hold at Singapore Airlines?
 - b. What were the dates that you held each of those positions?
 - c. What were your responsibilities and duties for each of those positions?
 - d. Were you involved in setting Singapore Airlines' fuel surcharges?
 - i. If yes, how did Singapore Airlines decide to initially impose a fuel surcharge and in what amount?
 - ii. If yes, what were the criteria used to determine the fuel surcharges imposed?
 - iii. If yes, how did Singapore Airlines decide how much to change the fuel surcharge for Singapore Airlines?
 - iv. If yes, did Singapore Airlines ever change the fuel surcharge for Singapore Airlines flights flying to and from the United States?
 - v. If yes, when did Singapore Airlines make those changes to fuel surcharges for Singapore Airlines flights flying to and from the United States?
 - vi. If yes, who at Singapore Airlines had authority to change or control the Singapore Airlines fuel surcharge?
 - What was their title?
 - When were they employed with Singapore Airlines?
 - Who did they report to?
 - Who were their direct reports?
 - vii. If no, who did have authority?
 - What was their title?
 - When were they employed with Singapore Airlines?
 - Who did they report to?

- 1 Who were their direct reports?
- 2 Did you ever communicate with these people about changing fuel
- 3 surcharges for Singapore Airline flights to or from the United States?
- 4 If yes, when?
- 5 If yes, what was said?
- 6 e. Were you involved in setting Singapore Airlines' fares?
- 7 i. If yes, what were the criteria used to determine Singapore Airlines' fares?
- 8 ii. If yes, how did Singapore Airlines decide how much to change the fares
- 9 for Singapore Airlines?
- 10 iii. If yes, did Singapore Airlines ever change the fares for Singapore
- 11 Airlines flights flying to and from the United States?
- 12 iv. If yes, when did Singapore Airlines make those changes to fares for
- 13 Singapore Airlines flights flying to and from the United States?
- 14 v. If yes, who else at Singapore Airlines had authority to change or control
- 15 the Singapore Airlines fares?
- 16 What was their title?
- 17 When were they employed with Singapore Airlines?
- 18 Who did they report to?
- 19 Who were their direct reports?
- 20 vi. If no, who did have authority to change or control the Singapore Airlines
- 21 fares?
- 22 What was their title?
- 23 When were they employed with Singapore Airlines?
- 24 Who did they report to?
- 25 Who were their direct reports?
- 26 Did you ever communicate with these people about changing fuel
- 27 surcharges for Singapore Airline flights to or from the United States?

1 If yes, when?

2 If yes, what was said?

3 3. Were you employed with other airlines?

4 a. If yes, with what other airlines were you employed?

5 b. If yes, what dates were you employed at each of the other airlines?

6 c. If yes, what positions did you hold at each of the other airlines?

7 d. If yes, what were your responsibilities/duties at each of the other airlines?

8 4. When you were employed at Singapore Airlines, did you directly communicate with
9 other airlines regarding fuel surcharges?

10 a. What airlines?

11 b. With whom did you communicate?

12 c. When did you communicate with them?

13 d. What was communicated?

14 e. Why?

15 5. When you were employed at Singapore Airlines, did you directly communicate with
16 other airlines regarding fares?

17 a. What airlines?

18 b. With whom did you communicate?

19 c. When did you communicate with them?

20 d. What was communicated?

21 e. Why?

22 6. Were you aware of anyone else at Singapore Airlines who directly communicates with
23 other airlines regarding fuel surcharges?

24 a. Who? What were their names and titles?

25 b. What airlines and with whom did they communicate with?

26 c. When did they communicate with the other airlines?

27 d. What was communicated?

1 e. Why?

2 7. Were you aware of anyone else at Singapore Airlines who directly communicates with
3 other airlines regarding fares?

4 a. Who? What were their names and titles?

5 b. What airlines and with whom did they communicate with?

6 c. When did they communicate with the other airlines?

7 d. What was communicated?

8 e. Why?

9 8. Did Singapore Airlines coordinate with other airlines regarding whether to impose fuel
10 surcharges?

11 a. If yes, did these fuel surcharges affect flights to or from the United States?

12 9. Did Singapore Airlines coordinate with other airlines regarding the amount of fuel
13 surcharges to be imposed on any given flight?

14 a. If yes, did these fuel surcharges affect flights to or from the United States?

15 10. Did Singapore Airlines coordinate with other airlines regarding the amount of fares to be
16 charged for any given flight?

17 a. If yes, did these fares affect flights to or from the United States?

18 11. Did Singapore Airlines agree with other airlines to raise fuel surcharges if another
19 airline raised their fuel surcharge?

20 a. If yes, did these fuel surcharges affect flights to or from the United States?

21 12. Did Singapore Airlines agree with other airlines to raise fares if another airline raised
22 their fares?

23 a. If yes, did these fares affect flights to or from the United States?

24 13. When you were employed at Singapore Airlines, did you or anyone who reported to you
25 communicate with Cathay Pacific Airways regarding fuel surcharges?

26 a. If yes, who at Singapore Airlines participated in these communications? What
27 were their names and titles?

1 b. If yes, who at Cathay Pacific participated in these communications? What were
2 their names and titles?

3 c. How did these communications take place? I.E. by telephone, over email, in
4 person, facsimile?

5 d. When did these communications take place?

6 e. What was communicated?

7 f. Did Singapore Airlines agree with Cathay Pacific Airways to impose fuel
8 surcharges if Cathay Pacific Airways raised their fuel surcharge?

9 (1) If yes, did these fuel surcharges affect/concern flights to or from the
10 United States?

11 g. Did Singapore Airlines agree with Cathay Pacific Airways to coordinate the
12 amount of fuel surcharges to be imposed on any given flight?

13 (1) If yes, did these fuel surcharges affect/concern flights to or from the
14 United States?

15 h. Did Singapore Airlines agree with Cathay Pacific Airways to raise fuel
16 surcharges if Cathay Pacific Airways raised their fuel surcharge?

17 (1) If yes, did these fuel surcharges affect/concern flights to or from the
18 United States?

19 14. When you were employed at Singapore Airlines, did you or anyone who reported to you
20 communicate with Cathay Pacific Airways regarding fares?

21 a. If yes, who at Singapore Airlines participated in these communications? What
22 were their names and titles?

23 b. If yes, who at Cathay Pacific participated in these communications? What were
24 their names and titles?

25 c. How did these communications take place? I.E. by telephone, over email, in
26 person, facsimile?

27 d. When did these communications take place?

- 1 e. What was communicated?
- 2 f. Did Singapore Airlines agree with Cathay Pacific Airways to coordinate the
- 3 amount of fares to be imposed on any given flight?
- 4 (1) If yes, did these fares affect/concern flights to or from the United States?
- 5 h. Did Singapore Airlines agree with Cathay Pacific Airways to raise fares if
- 6 Cathay Pacific Airways raised their fares?
- 7 (1) If yes, did these fares affect/concern flights to or from the United States?
- 8 15. When you were employed at Singapore Airlines, did you or anyone who reported to you
- 9 communicate with All Nippon Airways regarding fuel surcharges?
- 10 a. If yes, who at Singapore Airlines participated in these communications? What
- 11 were their names and titles?
- 12 b. If yes, who All Nippon Airways participated in these communications? What
- 13 were their names and titles?
- 14 c. How did these communications take place? I.E. by telephone, over email, in
- 15 person, facsimile?
- 16 d. When did these communications take place?
- 17 e. What was communicated?
- 18 f. Did Singapore Airlines agree with All Nippon Airways to impose fuel
- 19 surcharges if All Nippon Airways raised their fuel surcharge?
- 20 (1) If yes, did these fuel surcharges affect/concern flights to or from the
- 21 United States?
- 22 g. Did Singapore Airlines agree with All Nippon Airways to coordinate the amount
- 23 of fuel surcharges to be imposed on any given flight?
- 24 (1) If yes, did these fuel surcharges affect/concern flights to or from the
- 25 United States?
- 26 h. Did Singapore Airlines agree with All Nippon Airways to raise fuel surcharges if
- 27 All Nippon Airways raised their fuel surcharge?

1 (1) If yes, did these fuel surcharges affect/concern flights to or from the
2 United States?

3 16. When you were employed at Singapore Airlines, did you or anyone who reported to you
4 communicate with All Nippon Airways regarding fares?

5 a. If yes, who at Singapore Airlines participated in these communications? What
6 were their names and titles?

7 b. If yes, who at All Nippon Airways participated in these communications? What
8 were their names and titles?

9 c. How did these communications take place? I.E. by telephone, over email, in
10 person, facsimile?

11 d. When did these communications take place?

12 e. What was communicated?

13 f. Did Singapore Airlines agree with All Nippon Airways to coordinate the amount
14 of fares to be imposed on any given flight?

15 (1) If yes, did these fares affect/concern flights to or from the United States?

16 g. Did Singapore Airlines agree with All Nippon Airways to raise fares if All
17 Nippon Airways raised their fares?

18 (1) If yes, did these fares affect/concern flights to or from the United States?

19 17. When you were employed at Singapore Airlines, did you or anyone who reported to you
20 communicate with China Airlines regarding fuel surcharges?

21 a. If yes, who at Singapore Airlines participated in these communications? What
22 were their names and titles?

23 b. If yes, who China Airlines participated in these communications? What were
24 their names and titles?

25 c. How did these communications take place? I.E. by telephone, over email, in
26 person, facsimile?

27 d. When did these communications take place?

- 1 e. What was communicated?
- 2 f. Did Singapore Airlines agree with China Airlines to impose fuel surcharges if
- 3 China Airlines raised their fuel surcharge?
- 4 (1) If yes, did these fuel surcharges affect/concern flights to or from the
- 5 United States?
- 6 g. Did Singapore Airlines agree with China Airlines to coordinate the amount of
- 7 fuel surcharges to be imposed on any given flight?
- 8 (1) If yes, did these fuel surcharges affect/concern flights to or from the
- 9 United States?
- 10 h. Did Singapore Airlines agree with China Airlines to raise fuel surcharges if
- 11 China Airlines raised their fuel surcharge?
- 12 (1) If yes, did these fuel surcharges affect/concern flights to or from the
- 13 United States?
- 14 18. When you were employed at Singapore Airlines, did you or anyone who reported to you
- 15 communicate with China Airlines regarding fares?
- 16 a. If yes, who at Singapore Airlines participated in these communications? What
- 17 were their names and titles?
- 18 b. If yes, who at China Airlines participated in these communications? What were
- 19 their names and titles?
- 20 c. How did these communications take place? I.E. by telephone, over email, in
- 21 person, facsimile?
- 22 d. When did these communications take place?
- 23 e. What was communicated?
- 24 f. Did Singapore Airlines agree with China Airlines to coordinate the amount of
- 25 fares to be imposed on any given flight?
- 26 (1) If yes, did these fares affect/concern flights to or from the United States?
- 27

1 g. Did Singapore Airlines agree with China Airlines to raise fares if China Airlines
2 raised their fares?

3 (1) If yes, did these fares affect/concern flights to or from the United States?

4 19. When you were employed at Singapore Airlines, did you or anyone who reported to you
5 communicate with Malaysia Airlines regarding fuel surcharges?

6 a. If yes, who at Singapore Airlines participated in these communications? What
7 were their names and titles?

8 b. If yes, who Malaysia Airlines participated in these communications? What were
9 their names and titles?

10 c. How did these communications take place? I.E. by telephone, over email, in
11 person, facsimile?

12 d. When did these communications take place?

13 e. What was communicated?

14 f. Did Singapore Airlines agree with Malaysia Airlines to impose fuel surcharges if
15 China Airlines raised their fuel surcharge?

16 (1) If yes, did these fuel surcharges affect/concern flights to or from the
17 United States?

18 g. Did Singapore Airlines agree with Malaysia Airlines to coordinate the amount of
19 fuel surcharges to be imposed on any given flight?

20 (1) If yes, did these fuel surcharges affect/concern flights to or from the
21 United States?

22 h. Did Singapore Airlines agree with Malaysia Airlines to raise fuel surcharges if
23 Malaysia Airlines raised their fuel surcharge?

24 (1) If yes, did these fuel surcharges affect/concern flights to or from the
25 United States?

26 20. When you were employed at Singapore Airlines, did you or anyone who reported to you
27 communicate with Malaysia Airlines regarding fares?

1 a. If yes, who at Singapore Airlines participated in these communications? What
2 were their names and titles?

3 b. If yes, who at Malaysia Airlines participated in these communications? What
4 were their names and titles?

5 c. How did these communications take place? I.E. by telephone, over email, in
6 person, facsimile?

7 d. When did these communications take place?

8 e. What was communicated?

9 f. Did Singapore Airlines agree with Malaysia Airlines to coordinate the amount of
10 fares to be imposed on any given flight?

11 (1) If yes, did these fares affect/concern flights to or from the United States?

12 g. Did Singapore Airlines agree with Malaysia Airlines to raise fares if Malaysia
13 Airlines raised their fares?

14 (1) If yes, did these fares affect/concern flights to or from the United States?

15 21. When you were employed at Singapore Airlines, did you or anyone who reported to you
16 communicate with Philippine Airlines regarding fuel surcharges?

17 a. If yes, who at Singapore Airlines participated in these communications? What
18 were their names and titles?

19 b. If yes, who Philippine Airlines participated in these communications? What were
20 their names and titles?

21 c. How did these communications take place? I.E. by telephone, over email, in
22 person, facsimile?

23 d. When did these communications take place?

24 e. What was communicated?

25 f. Did Singapore Airlines agree with Philippine Airlines to impose fuel surcharges
26 if Philippine Airlines raised their fuel surcharge?

1 (1) If yes, did these fuel surcharges affect/concern flights to or from the
2 United States?

3 g. Did Singapore Airlines agree with Philippine Airlines to coordinate the amount
4 of fuel surcharges to be imposed on any given flight?

5 (1) If yes, did these fuel surcharges affect/concern flights to or from the
6 United States?

7 h. Did Singapore Airlines agree with Philippine Airlines to raise fuel surcharges if
8 Philippine Airlines raised their fuel surcharge?

9 (1) If yes, did these fuel surcharges affect/concern flights to or from the
10 United States?

11 22. When you were employed at Singapore Airlines, did you or anyone who reported to you
12 communicate with Philippine Airlines regarding fares?

13 a. If yes, who at Singapore Airlines participated in these communications? What
14 were their names and titles?

15 b. If yes, who at Philippine Airlines participated in these communications? What
16 were their names and titles?

17 c. How did these communications take place? I.E. by telephone, over email, in
18 person, facsimile?

19 d. When did these communications take place?

20 e. What was communicated?

21 g. Did Singapore Airlines agree with Philippine Airlines to coordinate the amount
22 of fares to be imposed on any given flight?

23 (1) If yes, did these fares affect/concern flights to or from the United States?

24 h. Did Singapore Airlines agree with Philippine Airlines to raise fares if Philippine
25 Airlines raised their fares?

26 (1) If yes, did these fares affect/concern flights to or from the United States?
27

23. When you were employed at Singapore Airlines, did you or anyone who reported to you communicate with Thai Airways regarding fuel surcharges?

a. If yes, who at Singapore Airlines participated in these communications? What were their names and titles?

b. If yes, who Thai Airways participated in these communications? What were their names and titles?

c. How did these communications take place? I.E. by telephone, over email, in person, facsimile?

d. When did these communications take place?

e. What was communicated?

f. Did Singapore Airlines agree with Thai Airways to impose fuel surcharges if Thai Airways raised their fuel surcharge?

(1) If yes, did these fuel surcharges affect/concern flights to or from the United States?

g. Did Singapore Airlines agree with Thai Airways to coordinate the amount of fuel surcharges to be imposed on any given flight?

(1) If yes, did these fuel surcharges affect/concern flights to or from the United States?

h. Did Singapore Airlines agree with Thai Airways to raise fuel surcharges if Thai Airways raised their fuel surcharge?

(1) If yes, did these fuel surcharges affect/concern flights to or from the United States?

24. When you were employed at Singapore Airlines, did you or anyone who reported to you communicate with Thai Airways regarding fares?

a. If yes, who at Singapore Airlines participated in these communications? What were their names and titles?

1 g. Did Singapore Airlines agree with Vietnam Airlines to coordinate the amount of
2 fuel surcharges to be imposed on any given flight?

3 (1) If yes, did these fuel surcharges affect/concern flights to or from the
4 United States?

5 h. Did Singapore Airlines agree with Vietnam Airlines to raise fuel surcharges if
6 Vietnam Airlines raised their fuel surcharge?

7 (1) If yes, did these fuel surcharges affect/concern flights to or from the
8 United States?

9 26. When you were employed at Singapore Airlines, did you or anyone who reported to you
10 communicate with Vietnam Airlines regarding fares?

11 a. If yes, who at Singapore Airlines participated in these communications? What
12 were their names and titles?

13 b. If yes, who at Vietnam Airlines participated in these communications? What
14 were their names and titles?

15 c. How did these communications take place? I.E. by telephone, over email, in
16 person, facsimile?

17 d. When did these communications take place?

18 e. What was communicated?

19 f. Did Singapore Airlines agree with Vietnam Airlines to coordinate the amount of
20 fares to be imposed on any given flight?

21 (1) If yes, did these fares affect/concern flights to or from the United States?

22 g. Did Singapore Airlines agree with Vietnam Airlines to raise fares if Vietnam
23 Airlines raised their fares?

24 (1) If yes, did these fares affect/concern flights to or from the United States?

25 27. When you were employed at Singapore Airlines, did you or anyone who reported to you
26 communicate with Japan Airlines regarding fuel surcharges?

1 a. If yes, who at Singapore Airlines participated in these communications? What
2 were their names and titles?

3 b. If yes, who Japan Airlines participated in these communications? What were
4 their names and titles?

5 c. How did these communications take place? I.E. by telephone, over email, in
6 person, facsimile?

7 d. When did these communications take place?

8 e. What was communicated?

9 f. Did Singapore Airlines agree with Japan Airlines to impose fuel surcharges if
10 Japan Airlines raised their fuel surcharge?

11 (1) If yes, did these fuel surcharges affect/concern flights to or from the
12 United States?

13 g. Did Singapore Airlines agree with Japan Airlines to coordinate the amount of
14 fuel surcharges to be imposed on any given flight?

15 (1) If yes, did these fuel surcharges affect/concern flights to or from the
16 United States?

17 h. Did Singapore Airlines agree with Japan Airlines to raise fuel surcharges if Japan
18 Airlines raised their fuel surcharge?

19 (1) If yes, did these fuel surcharges affect/concern flights to or from the
20 United States?

21 28. When you were employed at Singapore Airlines, did you or anyone who reported to you
22 communicate with Japan Airlines regarding fares?

23 a. If yes, who at Singapore Airlines participated in these communications? What
24 were their names and titles?

25 b. If yes, who at Japan Airlines participated in these communications? What were
26 their names and titles?

- 1 c. How did these communications take place? I.E. by telephone, over email, in
- 2 person, facsimile?
- 3 d. When did these communications take place?
- 4 e. What was communicated?
- 5 f. Did Singapore Airlines agree with Japan Airlines to coordinate the amount of
- 6 fares to be imposed on any given flight?
- 7 (1) If yes, did these fares affect/concern flights to or from the United States?
- 8 g. Did Singapore Airlines agree with Japan Airlines to raise fares if Japan Airlines
- 9 raised their fares?
- 10 (1) If yes, did these fares affect/concern flights to or from the United States?
- 11 29. With respect to each document identified in ATTACHMENT B, a copy of which will be
- 12 provided to you, answer the following:
- 13 a. Are you familiar with this document?
- 14 b. Have you seen this document before?
- 15 c. Please explain what this document is.
- 16 d. When did you first see this document?
- 17 (1) Was this in connection with your employment at SIA?
- 18 (2) If yes, what was your position and responsibilities at the time?
- 19 e. Are you the author of this document?
- 20 (1) Were you in any way involved in the preparation of this document?
- 21 (2) Explain your involvement.
- 22 (3) If applicable, what does it mean to be “sponsored” or “approved” by you?
- 23 (4) Did you send this document to anyone?
- 24 i. If yes, who?
- 25 ii. If yes, why?
- 26 f. What was the purpose of this document?
- 27 g. Did you receive this document?

1 (1) If yes, why was it sent to you?

2 (2) If yes, how did you respond?

3 h. Please explain the roles of the other individuals named in this document at the
4 time this document originated.

5 (1) What company did each such individual work for?

6 (2) Was the company a competitor of SIA?

7 (3) What position did each such individual hold and what were his or her
8 responsibilities?

9 (4) What was your relationship with each such individual?

10 (5) How frequently did you communicate with each such individual?

11 (6) How did you communicate with him or her, e.g., letter, email, telephone,
12 in person, etc.

13 i. Were there any follow-up communications, e.g., letter, email, telephone, in
14 person, etc., to this document?

15 j. Did you discuss this document with anyone at SIA?

16 (1) If yes, with whom (name, position, responsibilities)?

17 (2) If yes, when?

18 (3) If yes, please describe your discussions.

19 (4) If yes, did you or anyone at SIA come to any conclusions?

20 k. Did you discuss this document with anyone outside of SIA?

21 (1) If yes, with whom (name, company, position, responsibilities)?

22 (2) If yes, when?

23 (3) If yes, please describe your discussions.

24 (4) If yes, did you come to any agreement regarding the matters described in
25 the document?

26 (5) Did you come to any agreement regarding future conduct of SIA and/or
27 any competitor?

ATTACHMENT B

Exhibit 1 is a copy of an email string the last of which is from Dirk van Nieuwkerk to Ee Kim Lye regarding "AW: Good Morning", dated May 12, 2004, produced by SIA and identified as SIA_11_000198616 - SIA_11_000198617

Exhibit 2 is a copy of an email string the last of which is from Subhas Menon to Kian Hai Cheng etc. regarding "Fw: Fuel surcharge", dated May 12, 2004, produced by SIA and identified as SIA_08_000148431

Exhibit 3 is a copy of a paper entitled "IMPLEMENTATION OF FUEL SURCHARGE", dated May 13, 2004, produced by SIA and identified as SIA_11_000026793 - SIA_11_000026794

Exhibit 4 is a copy of a paper entitled "IMPLEMENTATION OF FUEL SURCHARGE", dated May 21, 2004, produced by SIA and identified as SIA_11_000113063 - SIA_11_000113066

Exhibit 5 is a copy of a paper entitled "IMPLEMENTATION OF FUEL SURCHARGE", dated May 21, 2004, produced by SIA and identified as SIA_11_000128937 - SIA_11_000128941

Exhibit 6 is a copy of an email string the last of which is from Kazuhisa Okamoto to Lee SekEng etc. regarding "JAPAN FUEL SURCHARGE", dated December 28, 2004, produced by SIA and identified as SIA_11_000201926 - SIA_11_000201932

Exhibit 7 is a copy of an email string the last of which is from Ee Kim Lye to Constance Wong regarding "JAPAN FUEL SURCHARGE", dated December 30, 2004, produced by SIA and identified as SIA_11_000211721 - SIA_11_000211725

Exhibit 8 is a copy of an email string the last of which is from Ee Kim Lye to Constance Wong regarding "JAPAN FUEL SURCHARGE", dated December 30, 2004, produced by SIA and identified as SIA_11_000211726 - SIA_11_000211731

Exhibit 9 is a copy of an email string the last of which is from Huang Cheng Eng to Ee Kim Lye regarding "fuel surcharge", dated September 21, 2005, produced by SIA and identified as SIA_11_000197434 - SIA_11_000197435

Exhibit 10 is a copy of an email string the last of which is from Huang Cheng Eng to YauSeng Chin regarding "SQ JAPAN FUEL SURCHARGE APR-SEP06", dated February 22, 2006, produced by SIA and identified as SIA_11_000046149 - SIA_11_000046154

Exhibit 11 is a copy of an email string the last of which is from PheeTeik Yeoh to Ee Kim Lye regarding "SQ JAPAN FUEL SURCHARGE APR-SEP06", dated February 27, 2006, produced by SIA and identified as SIA_11_000046659 - SIA_11_000046668

Exhibit 12 is a copy of an email string the last of which is from PheeTeik Yeoh to Ee Kim Lye regarding "SQ JAPAN FUEL SURCHARGE", dated March 1, 2006, produced by SIA and identified as SIA_11_000047272 - SIA_11_000047282

Exhibit 13 is a copy of an email string the last of which is from Yvette Lee to PheeTeik Yeoh etc. regarding "JAPAN FUEL SURCHARGE", dated May 2, 2007, produced by SIA and identified as SIA_11_000247518 - SIA_11_000247521

Exhibit 14 is a copy of a paper entitled "BOARD BOOK, ALLIANCE MANAGEMENT BOARD MEETING", dated September 5-6, 2007, produced by ANA and identified as ANA-00612419 - ANA-00612433

1 Exhibit 15 is a copy of an email string the last of which is from Joey Kwek to Claudia Chia etc.
 2 regarding "CFM: Internal Discussion on IATA proposal on 11Feb08 Mon 1500hrs MCR3",
 3 dated January 29, 2008, produced by SIA and identified as SIA_11_000224363 -
 SIA_11_000224366

4 Exhibit 16 is a copy of an email string the last of which is from PheeTeik Yeoh to Matthew Raos
 5 and Yvette Lee regarding "IATA follow up", dated February 5, 2008, produced by SIA and
 identified as SIA_11_000225020 - SIA_11_000225023

6 Exhibit 17 is a copy of a paper entitled "BOARD BOOK, ALLIANCE MANAGEMENT
 BOARD MEETING", dated July 15-16, 2009.

7 Exhibit 18 is a copy of a paper entitled "SIA FUEL SURCHARGE - ROLLBACK PROGRAM",
 8 dated February 2005, produced by SIA and identified as SIA_11_000037778 -
 SIA_11_000037780.

9 Exhibit 19 is a copy of a paper entitled "SIA FUEL SURCHARGE - ROLLBACK PROGRAM",
 10 dated February 2005, produced by SIA and identified as SIA_11_000037781 -
 SIA_11_000037784.

11 Exhibit 20 is a copy of a paper entitled "SIA Management Committee Meeting 16/06, August
 12 2006, REVIEW OF SIA'S FUEL SURCHARGES", produced by SIA and identified as
 SIA_11_000055185 - SIA_11_000055187.

13 Exhibit 21 is a copy of a paper entitled "IMPLEMENTATION OF FUEL SURCHARGE", dated
 14 May 13, 2004, produced by SIA and identified as SIA_11_000114878 - SIA_11_000114879.

15 Exhibit 22 is a copy of an email string the last of which is from Huang Cheng Eng to Ee Kim
 Lye etc. regarding "filing of fuel surcharge by CX", dated May 19, 2004, produced by SIA and
 identified as SIA_11_000112849.

16 Exhibit 23 is a copy of a paper entitled "IMPLEMENTATION OF FUEL SURCHARGE", dated
 17 May 19, 2004, produced by SIA and identified as SIA_11_000209750 - SIA_11_000209752.

18 Exhibit 24 is a copy of a letter from Huang Cheng Eng to Vice Presidents, General Managers,
 19 and State Managers regarding "IMPLEMENTATION OF FARE INCREASES TO OFFSET
 RISING FUEL COST", dated May 27, 2004, produced by SIA and identified as
 SIA_11_000113006.

20 Exhibit 25 is a copy of a paper entitled "SIA FUEL SURCHARGE", dated October 29, 2004,
 21 produced by SIA and identified as SIA_11_000034239 - SIA_11_000034253.

22 Exhibit 26 is a copy of a paper entitled "SIA FUEL SURCHARGE - ROLLBACK", dated
 February 8, 2005, produced by SIA and identified as SIA_11_000037774 - SIA_11_000037777.

23 Exhibit 27 is a copy of a paper entitled "SIA FUEL SURCHARGE - ROLLBACK PROGRAM",
 24 dated February 18, 2005, produce by SIA and identified as SIA_11_000037785 -
 SIA_11_000037788.

25 Exhibit 28 is a copy of a paper entitled "SIA FUEL SURCHARGE - ROLLBACK PROGRAM",
 26 dated February 18, 2005, produced by SIA and identified as SIA_11_000037789 -
 SIA_11_000037791.

1 Exhibit 29 is a copy of a paper entitled "SIA FUEL SURCHARGE - ROLLBACK PROGRAM",
 2 dated February 18, 2005, produced by SIA and identified as SIA_11_000102775 -
 SIA_11_000102779.

3 Exhibit 30 is a copy of a paper entitled "SIA FUEL SURCHARGE - ROLLBACK PROGRAM",
 4 dated February 18, 2005, produced by SIA and identified as SIA_11_000210269 -
 SIA_11_000210271.

5 Exhibit 31 is a copy of an email string the last of which is from Ian Lorigan to Ee Kim Lye and
 6 Constance Wong regarding "Fuel surcharge", dated July 14, 2005, produced by SIA and
 identified as SIA_11_000111704 - SIA_11_000111708.

7 Exhibit 32 is a copy of an email string the last of which is from PheeTeik Yeoh to Ee Kim Lye
 8 etc. regarding "Fuel Surcharge", dated August 31, 2005, produced by SIA and identified as
 SIA_11_000197384 - SIA_11_000197385.

9 Exhibit 33 is a copy of an email string the last of which is from YokeSan Tham to Ee Kim Lye
 10 and PheeTeik Yeoh regarding "Fuel Surcharge", dated August 31, 2005, produced by SIA and
 identified as SIA_11_000197428 - SIA_11_000197430.

11 Exhibit 34 is a copy of an email string the last of which is from LikHsin Lee to Constance Wong
 12 etc. regarding "SQ China: Fuel Surcharge", dated September 23, 2005, produced by SIA and
 identified as SIA_11_000196834 - SIA_11_000196835.

13 Exhibit 35 is a copy of an email string the last of which is from PheeTeik Yeoh to Ee Kim Lye
 14 regarding "fuel surcharge", dated September 24, 2005, produced by SIA and identified as
 SIA_11_000197431 - SIA_11_000197432.

15 Exhibit 36 is a copy of an email string the last of which is from Ee Kim Lye to ChiewPeng Lam
 16 regarding "SQ China: Fuel Surcharge", dated September 26, 2005, produced by SIA and
 identified as SIA_11_000213225 - SIA_11_000213227.

17 Exhibit 37 is a copy of an email string the last of which is from Subhas Menon to Huang Cheng
 18 Eng etc. regarding "Baggage Harmonization", dated November 17, 2005, produced by SIA and
 identified as SIA_04_000006537 - SIA_04_000006540.

19 Exhibit 38 is a copy of an email string the last of which is from David Goh to Tadashi Sato etc.
 20 regarding "Baggage Harmonization", dated November 28, 2005, produced by SIA and identified
 as SIA_06_000032877 - SIA_06_000032880.

21 Exhibit 39 is a copy of an email string the last of which is from Subhas Menon to Ee Kim Lye
 22 etc. regarding "3rd Tier Fuel Surcharge", dated July 28, 2006, produced by SIA_11_000005593 -
 SIA_11_000005594.

23 Exhibit 40 is a copy of a paper entitled "SIA Management Committee Meeting 29/06, 03 August
 2006, THIRD TIER FUEL SURCHARGE", produced by SIA and identified as
 SIA_11_000037758 - SIA_11_000037760.

24 Exhibit 41 is a copy of a paper entitled "SIA Management Committee Meeting 33/06, 06
 25 September 2006, REVIEW OF SIA'S FUEL SURCHARGES AND INTRODUCTION OF A
 NEW TIER", produced by SIA and identified as SIA_11_000052947 - SIA_11_000052949.

26 Exhibit 42 is a copy of a paper entitled "SIA Management Committee Meeting 37/06, 04
 27 October 2006, REVIEW OF SIA'S FUEL SURCHARGES", produced by SIA and identified as
 SIA_11_000026828 - SIA_11_000026830.

1 Exhibit 43 is a copy of a paper entitled "SIA Management Committee Meeting 37/06, 04
2 October 2006, REVIEW OF SIA'S FUEL SURCHARGES", produced by SIA and identified as
3 SIA_11_000196256 - SIA_11_000196258.

4 Exhibit 44 is a copy of a paper entitled "MINUTES OF REVENUE & NETWORK
5 PERFORMANCE COMMITTEE (RNPC)", dated April 1, 2008, produced by SIA, identified as
6 SIA_01_000034819 - SIA_01_000034822.

7 Exhibit 45 is a copy of a paper entitled "SIA Management Meeting, 16/08, Wed-16 Apr 2008,
8 AGENDA", produced by SIA and identified as SIA_01_000042453 - SIA_01_000042468.

9 Exhibit 46 is a copy of a paper entitled "SIA Management Committee Meeting xx/08,
10 Wednesday, 09 July 2008, REVIEW OF SIA CURRENT 3-TIER FUEL SURCHARGE", dated
11 May 7, 2008, produced by SIA and identified as SIA_11_000067447 - SIA_11_000067449.

12 Exhibit 47 is a copy of a paper entitled "SIA Management Committee Meeting xx/08,
13 Wednesday, 09 July 2008, REVIEW OF SIA CURRENT 3-TIER FUEL SURCHARGE", dated
14 May 7, 2008, produced by SIA and identified as SIA_11_000172844 - SIA_11_000172847.

15 Exhibit 48 is a copy of a paper entitled "SIA Management Committee Meeting xx/08,
16 Wednesday, 09 July 2008, REVIEW OF SIA 3-TIER FUEL SURCHARGE", by SIA and
17 identified as SIA_11_000067614 - SIA_11_000067617.

18 Exhibit 49 is a copy of a paper entitled "SIA Management Committee Meeting 27/08,
19 Wednesday, 09 July 2008, REVIEW OF SIA 3-TIER FUEL SURCHARGE", by SIA and
20 identified as SIA_11_000070025 - SIA_11_000070029.

21 Exhibit 50 is a copy of a paper entitled "SIA Management Committee Meeting xx/08,
22 Wednesday, 16 July 2008, REVIEW OF SIA 3-TIER FUEL SURCHARGE", produced by SIA
23 and identified as SIA_11_000029928 - SIA_11_000029933.

24 Exhibit 51 is a copy of a paper entitled "SIA Management Committee Meeting 29/08, Tuesday,
25 22 July 2008, REVIEW OF SIA'S 3-TIER FUEL SURCHARGE", produced by SIA and
26 identified as SIA_11_000030054 - SIA_11_000030059

27 Exhibit 52 is a copy of a paper entitled "SIA Management Committee Meeting 29/08,
28 Wednesday, 23 July 2008, REVIEW OF SIA'S 3-TIER FUEL SURCHARGE", produced by
SIA and identified as SIA_11_000070032 - SIA_11_000070036.

Exhibit 53 is a copy of a paper entitled "SIA Management Committee Meeting 32/08,
Wednesday 13 August 2008, REVIEW OF SIA'S FUEL SURCHARGES", produced by SIA
and identified as SIA_11_000029571 - SIA_11_000029574.

Exhibit 54 is a copy of a paper entitled "SIA Management Committee Meeting 32/08,
Wednesday, 13 August 2008, REVIEW OF SIA'S FUEL SURCHARGES", produced by SIA
and identified as SIA_11_000070812 - SIA_11_000070815.

Exhibit 55 is a copy of a paper entitled "SIA Management Committee Meeting 32/08,
Wednesday, 13 August 2008, REVIEW OF SIA'S FUEL SURCHARGES", produced by SIA
and identified as SIA_11_000076075 - SIA_11_000076079.

Exhibit 56 is a copy of a paper entitled "SIA Management Committee Meeting 35/08,
Wednesday, 03 September 2008, REVIEW OF SIA'S FUEL SURCHARGES", produced by SIA
and identified as SIA_11_000038447 - SIA_11_000038451.

1 Exhibit 57 is a copy of a paper entitled "SIA Management Committee Meeting 35/08,
2 Wednesday 03 September 2008, REVIEW OF SIA'S FUEL SURCHARGES", produced by SIA
and identified as SIA_11_000038457 - SIA_11_000038460.

3 Exhibit 58 is a copy of a paper entitled "SIA Management Committee Meeting 35/08, Thursday
4 04 September 2008, REVIEW OF SIA'S FUEL SURCHARGES", produced by SIA and
identified as SIA_11_000076910 - SIA_11_000076914.

5 Exhibit 59 is a copy of a paper entitled "SIA Management Committee Meeting 39/08, Thursday,
6 02 October 2008, REVIEW OF SIA'S FUEL SURCHARGES", produced by SIA and identified
as SIA_11_000038416 - SIA_11_000038420.

7 Exhibit 60 is a copy of a paper entitled "SIA Management Committee Meeting 39/08,
8 Wednesday, 08 October 2008, REVIEW OF SIA FUEL SURCHARGES", produced by SIA and
identified as SIA_11_000030418 - SIA_11_000030422.

CERTIFICATE OF SERVICE

I hereby certify that on December 20, 2013, I electronically filed the foregoing
REQUEST FOR INTERNATIONAL JUDICIAL ASSISTANCE REGARDING TAKING
DEPOSITION OF HUANG CHENG ENG (LETTER ROGATORY) with the Clerk of the Court
using the ECF system which will send notification of such filing to all attorneys of record
registered for electronic filing.

/s/ Dana M. Andreoli
Dana M. Andreoli